

BAKER BOTTS LLP

THE WARNER
1299 PENNSYLVANIA AVE., NW
WASHINGTON, D.C.
20004-2400

TEL +1 202.639.7700
FAX +1 202.639.7890
BakerBotts.com

AUSTIN	LONDON
BEIJING	MOSCOW
BRUSSELS	NEW YORK
DALLAS	PALO ALTO
DUBAI	RIYADH
HONG KONG	SAN FRANCISCO
HOUSTON	WASHINGTON

May 26, 2016

Joshua B. Frank
TEL: 202.639.7748
FAX: 202.585.1021
joshua.frank@bakerbotts.com

VIA U.S. MAIL

Nicoletta Di Forte
Deputy Director for Enforcement
Emergency and Remedial Response Division
United States Environmental Protection Agency
290 Broadway
New York, New York 10007-1866

Re: Letter Dated March 31, 2016 Regarding Lower Passaic River Liability and
Commencement of Remedial Design Negotiations

Dear Ms. Di Forte:

This letter is in response to the correspondence sent from the Environmental Protection Agency ("EPA") on March 31, 2016, to our client, Conopco, Inc., d/b/a Unilever ("Conopco") and Unilever Bestfoods regarding the Diamond Alkali Superfund Site, Notice of Potential Liability and Commencement of Negotiations for Remedial Design.

We thank you for the notice that remedial design negotiations will commence shortly with Occidental Chemical Corporation, and for the information that some parties may be eligible for a cash out settlement with EPA for the Lower Passaic River. Conopco is willing to participate in a cash out settlement process to resolve its potential liability for the Lower Passaic River, and respectfully requests that EPA include it on any future correspondence regarding such settlement process.

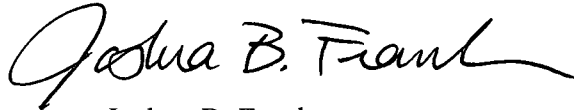
Please note, there appears to be some confusion regarding EPA's reference to Conopco and "Unilever Bestfoods" in its service list. There is only the single entity – "Conopco, Inc." We ask that you please update your service list accordingly. Additionally, please add my name and contact information as Conopco's outside counsel in this matter.

This request to receive correspondence from EPA regarding a cash out settlement process, and expression of willingness to negotiate a cash out settlement, is subject to Conopco's full reservation of its rights to contest liability under CERCLA and all other available defenses.



We looking forward to working with EPA to resolve this matter.

Sincerely,
BAKER BOTTS L.L.P.

A handwritten signature in black ink that reads "Joshua B. Frank". The signature is fluid and cursive, with the first name "Joshua" being more prominent and the last name "Frank" following in a similar style.

Joshua B. Frank
Counsel for Conopco, Inc.

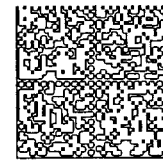
cc: Juan Fajardo, EPA (by email)
Sarah Flanagan, EPA (by email)
Andrew Shakalis, Conopco, Inc. (by email)

BAKER BOTTS LLP

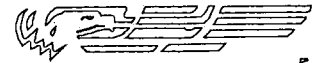
THE WARNER
1299 PENNSYLVANIA AVE., NW
WASHINGTON, DC
20004-2400

6/01/16
hmm

CAP DISTRICT
MD 207
27 MAY '16
PM 2 L



U.S. POSTAGE >>> PITNEY BOWES



ZIP 20004 \$ 000.46⁵
02 1W
0001391672 MAY 26 2016

Nicoletta Di Forte
Deputy Director for Enforcement
Emergency and Remedial Response Division
United States Environmental Protection Agency
290 Broadway
New York, New York 10007-1866

10007-186699

